



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tesfaye Zerihun Yigzaw

GROUP ART UNIT: 2900

Serial No.: 09/442,256

Filed: November 17, 1999

EXAMINER:

For: ANTI-CANCER EXTRACTS AND
PHARMACEUTICAL
COMPOSITIONS AND
METHODS

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

SUBMISSION OF SIGNED DECLARATION

Dear Sir:

In response to the Notice to File Missing Parts of Application Filing Date Granted, Applicant submits a Declaration for Patent Application signed by Tesfaye Zerihun Yigzaw, the inventor of the subject matter disclosed in the above-referenced application.

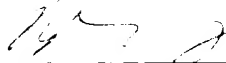
Fees

Submitted herewith is a check in the amount of \$65.00 covering the Declaration surcharge for a small entity. Applicant believes no other sums are owed to the Patent

U.S. Serial No. 09/442,256
Filed: November 17, 1999
Submission of Signed Declaration

Office. However, the Assistant Commissioner is authorized to debit deposit account 11-0855 for any deficiency in the submitted fees and for any other fees due as a result of the filing of this paper.

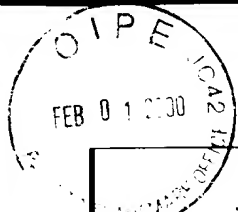
Respectfully submitted,



Bruce D. Gray
Registration No. 35,799

Date: *JANUARY 27, 2000*

OF COUNSEL
KILPATRICK STOCKTON LLP
Suite 2800
1100 Peachtree Street
Atlanta, Georgia 30309-4530
(404) 815-6500

Please use a plus sign (+) inside this box ☐Approved for use through 09/30/00 OMB 0651-0032
Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/442,256		
	Filing Date	November 17, 1999	
	First Named Inventor	Tesfaye Zerihun Yigzaw	
	Group Art Unit	1643	
	Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number	38179/190315

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Preliminary Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits / declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Formal Drawing(s) (5) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Appln. <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <div style="border: 1px solid black; padding: 5px; width: fit-content;">Remarks</div>	After Allowance Communi- cation to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) <div style="border: 1px solid black; padding: 5px; width: fit-content;">(please identify below): Declaration for Patent Application Form PTO-1533</div>
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	KILPATRICK STOCKTON LLP
Signature	Bruce D. Gray, Reg. No. 35,799
Date	1/23/00

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name: Angela M. Rossi

Signature: Angela M. Rossi

JANUARY 27, 2000

Please type a plus sign (+) inside this box ☐PTO/SB/17 (12/99)
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FEE TRANSMITTAL for FY 2000		Complete if Known	
<i>Patent fees are subject to annual revision</i> <i>Small Entity payments must be supported by a small entity statement, otherwise, large entity fees must be paid.</i> <i>See 37 C.F.R. §§ 1.27 and 1.28</i>		Application Number	09/442,256
		Filing Date	November 17, 1999
		First Named Inventor	Tesfaye Zerihun Yigzaw
		Group / Art Unit	
		Examiner Name	
TOTAL AMOUNT OF PAYMENT	(\$362.00)	Attorney Docket Number	38179/190315
		Customer Number	23370

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																			
1 <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number: 11-0855 Deposit Account Name: KILPATRICK STOCKTON LLP <input checked="" type="checkbox"/> Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17		3. ADDITIONAL FEES																																																																																																																																																																																			
2 <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		<table border="1"><thead><tr><th>Large Code</th><th>Entity Fee (\$)</th><th>Small Code</th><th>Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td>65.00</td></tr><tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English Specification</td><td></td></tr><tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr><tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr><tr><td>116</td><td>380</td><td>216</td><td>190</td><td>Extension for reply within second month</td><td></td></tr><tr><td>117</td><td>870</td><td>217</td><td>435</td><td>Extension for reply within third month</td><td></td></tr><tr><td>118</td><td>1,360</td><td>218</td><td>680</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>128</td><td>1,850</td><td>228</td><td>925</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>119</td><td>300</td><td>219</td><td>150</td><td>Notice of appeal</td><td></td></tr><tr><td>120</td><td>300</td><td>220</td><td>150</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>260</td><td>221</td><td>130</td><td>Request for oral hearing</td><td></td></tr><tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use hearing</td><td></td></tr><tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr><tr><td>141</td><td>1,210</td><td>241</td><td>605</td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>142</td><td>1,210</td><td>242</td><td>605</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>143</td><td>430</td><td>243</td><td>215</td><td>Design issue fee</td><td></td></tr><tr><td>144</td><td>580</td><td>244</td><td>290</td><td>Plant issue fee</td><td></td></tr><tr><td>122</td><td>130</td><td>120</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr><tr><td>126</td><td>240</td><td>126</td><td>240</td><td>Submission of Information Disclosure Statement</td><td></td></tr><tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>146</td><td>690</td><td>246</td><td>345</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>149</td><td>690</td><td>249</td><td>345</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td colspan="2"></td><td colspan="2">Other fee (specify) _____</td></tr><tr><td colspan="2"></td><td colspan="2">Other fee (specify) _____</td></tr><tr><td colspan="2"></td><td colspan="2">*Reduced by Basic Filing Fee Paid</td></tr><tr><td colspan="2"></td><td colspan="2">SUBTOTAL (3) (\$65.00)</td></tr></tbody></table>		Large Code	Entity Fee (\$)	Small Code	Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - 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1 BASIC FILING FEE Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$) 101 690 201 345 Utility filing fee 106 310 206 155 Design filing fee 107 480 207 240 Plant filing fee 108 690 208 345 Reissue filing fee 114 150 217 75 Provisional filing fee SUBTOTAL (1) (\$)																																																																																																																																																																																					
2 EXTRA CLAIM FEES Total Claims: 53 Independent Claims: 03 Multiple Dependent Claims: 50 Extra Claims: 33 Fee from below: \$09 Fee Paid: \$297.00 * or number previously paid, if greater. For Reissues, see below. Large Entity Small Entity Fee Fee Fee Fee Fee Description Code (\$) Code (\$) 103 18 203 9 Claims in excess of 20 102 78 202 39 Independent claims in excess of 3 104 260 204 130 Multiple dependent claim 109 78 209 39 **Reissue independent claims over original patent 110 18 210 9 **Reissue claims in excess of 20 and over original patent SUBTOTAL (2) \$297.00																																																																																																																																																																																					

SUBMITTED BY		Complete (if applicable)	
Typed or printed	Bruce D. Gray	Reg. No. (Attorney/Agent)	35,799
Name	Kilpatrick Stockton LLP	Telephone	(404) 815-6500
Signature			1/27/00

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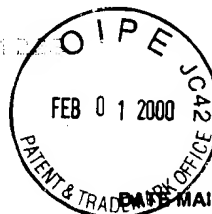
**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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0012/12000 11/11/99 YIGZAN

JOHN S. PRATT AND
PATRICIA JOCKSON LLP
1101 PEACHTREE STREET
SUITE 2800
ATLANTA GA 30309-4530



NOT ASSIGNED

1543

12/23/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). **If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.**

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ **small entity (statement filed)** ☒ **non-small entity is \$** 130

- ☐ 1. The statutory basic filing fee is:
☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

☒ is missing or unsigned

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

B. M. Monroe

Customer Service Center
Initial Patent Examination Division (703) 308-1202

02/24/2000 MWARNOL 00000014 09442256

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297.00 00

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